



I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV 534439435 US, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: 3/23/06

Signature:

*Georgina Matos*  
(Georgina Matos)

Docket No.: 146712017100

(PATENT)

Client Ref. STL 3281

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Jeffry A. LEBLANC

Application No.: 10/696,755

Confirmation No.: 6678

Filed: October 29, 2003

Art Unit: 2627

For: TOP COVER ATTACHED SINGLE PLATE  
FLUID DYNAMIC BEARING MOTOR

Examiner: T. Chen

### **RESPONSE TO RESTRICTION REQUIREMENT**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the non-final Office Action mailed November 23, 2005, which set forth a Restriction Requirement for pending claims 1-23, and for which a response was due on December 23, 2005. Filed herewith is a Petition and fee for a three-months extension of time, thereby extending the deadline for response to March 23, 2006. Accordingly, this response is timely filed.

The Examiner requires election of one of the following inventions:

I. Claims 1-10 and 12-19, drawn to a motor with fluid bearing, classified in class 384, subclass 100.

II. Claim 11 with all limitations from parent claim 1, claim 20 with all limitations from parent claim 12, and claims 21-23, drawn to a disc drive, classified in class 360, subclass 99.08.

Applicant hereby elects Group I (claims 1-10 and 12-19), without traverse. Applicant requests examination of the elected subject matter on the merits.

Applicant expressly reserves the right under 35 U.S.C. §121 to file a divisional application directed to the non-elected subject matter during the pendency of this application, or an application claiming priority from this application.

In the unlikely event that the transmittal form is separated from this document and the Patent Office determines that an extension and/or other relief is required, Applicant petitions for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing 146712017100. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: March 23, 2006

Respectfully submitted,

By

Christopher B. Eide

Registration No.: 48,375  
MORRISON & FOERSTER LLP  
755 Page Mill Road  
Palo Alto, California 94304-1018  
(650) 813-5720